

CHAP. 115. seals, directed to the sheriff of Baltimore county, commanding him to summon twelve disinterested men, qualified by law to serve as jurors in the county court, to meet upon the premises at a certain day, of which six days notice at least shall be given to the party or parties interested, his or their guardian; and the said jurors, when so met, and having each taken an oath before some justice of the peace, that he will without favour, affection, prejudice, or partiality, assess the damages to be sustained by the person or persons through whose land the said road is about to pass, by reason of opening the aforesaid road through his, her, or their lands, shall thereupon proceed to value and assess the damages accordingly, taking into consideration the advantages and disadvantages, if any; and such inquisition and valuation shall be final and conclusive between the parties respectively, and shall be returned by the jurors aforesaid to the justices of the peace by whom the aforesaid warrant was issued; and the damages so assessed shall be paid, or tendered by the said president, managers and company, to the person or persons, his, her, or their guardian, in whose favour the same shall be assessed, before they shall proceed to open the said road through the said land.

Road to be sixty feet wide

5. **AND BE IT ENACTED,** That the said road shall be laid off, opened, and made sixty feet wide, of which twenty feet shall be of earth or gravel, or stone, or such other substance as will make a firm road, and so nearly level in its progress as that it shall in no place rise or fall more than will form an angle of four degrees, with an horizontal line; and the said company may erect bridges over any or all of the streams that the said road may pass, and may erect gates on the said road to collect the tolls; and whenever five miles of the said road shall be completed, the said company shall be entitled to receive such tolls thereon as are granted in the act to which this is a supplement; *Provided*, that no tolls shall be demanded from any person or persons passing or repassing from one part of a farm to another, whereon he, she or they, may reside.

Proviso

In certain case road may be ditched

6. **AND BE IT ENACTED,** That the said president, managers and company, in case they find it impracticable at first to make the said road of stone or gravel, that then they shall have power and authority to cause such parts of said road as they may think proper, to be cleared and opened of the width aforesaid, and levelled to the width of eighteen feet, and ditched on the sides, so as to carry off the water, and made rounding in the middle with gravel or earth; and when the said road is so completed, or any five miles thereof from either end progressively, it shall and may be lawful for the said president, managers and company, to erect toll-gates, and demand and receive one half of the tolls thereon that are granted in the act to which this is a supplement, being first licensed by the governor in the manner prescribed in the original act aforesaid; and in case said road should become out of repair, the gates shall be liable to be opened, and the travellers to pass free and without paying toll, till such part or parts of the said road be repaired.

To be considered part of the Falls Turnpike

7. **AND BE IT ENACTED,** That all and every the sections and provisions of the act to which this is a further supplement, relative to the road from the cross roads, near to Richard Caton's limekiln, to the city of Baltimore, shall extend and be applied to the road authorised by this act, which shall be considered, to all intents and